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E-FILED - 9/17/09

9 **Attorneys for Plaintiff**
10 **Joe Hand Promotions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **Joe Hand Promotions, Inc.,**

CASE NO. CV 09-0680 RMW

14 **Plaintiff,**

STIPULATION OF DISMISSAL OF
PLAINTIFF'S COMPLAINT
AGAINST DEFENDANT PAGE RAD,
individually and d/b/a COACH'S
SPORTS BAR & GRILL
AND ORDER

15 **vs.**

16 **Page Rad, et al.,**

17 **Defendant.**

18 **IT IS HEREBY STIPULATED** by and between Plaintiff JOE HAND
19 PROMOTIONS, INC. and Defendant PAGE RAD, individually and d/b/a COACH'S
20 SPORTS BAR & GRILL, that the above-entitled action is hereby dismissed **without**
21 **prejudice** against PAGE RAD, individually and d/b/a COACH'S SPORTS BAR &
22 GRILL and subject to the Court's jurisdiction to enforce the settlement agreement
23 reached between the Parties.

24 ///

25 ///

26 ///

1 **IT IS FURTHER STIPULATED** that provided no Party referenced above has
2 filed a motion to reopen this action by September 31, 2009, this Court shall *not* have
3 jurisdiction to set aside the dismissal and the dismissal shall be deemed to be **with**
4 **prejudice**.

5
6 This dismissal is made pursuant to Federal Rules of Civil Procedure 41(a)(1).
7 Each Party referenced-above shall bear its own attorneys' fees and costs.

8
9
10 Dated: September 16, 2009


11 **LAW OFFICES OF THOMAS P. RILEY, P.C.**

12 By: Thomas P. Riley
13 Attorneys for Plaintiff
14 **JOE HAND PROMOTIONS, INC.**

15
16 Dated: 9/16/2009


17 **LAW OFFICES OF HOWARD L. HIBBARD**

18 By: Thomas P. Riley
19 Attorneys for Defendant
20 **PAGE RAD, individually and**
21 **d/b/a COACH'S SPORTS BAR & GRILL**

22
23
24 *Ronald M. Whyte*

25
26 **The Honorable Ronald M. Whyte**
27 **United States District Court**
28 **Northern District of California**

Dated: 9/17/09

PROOF OF SERVICE (SERVICE BY MAIL)

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is First Library Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On September 14, 2009, I served:

**STIPULATION OF DISMISSAL OF PLAINTIFF'S COMPLAINT
AGAINST DEFENDANTS PAGE RAD, individually and d/b/a COACH'S
SPORTS BAR & GRILL**

On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Mr. Howard L. Hibbard, Esquire
Law Offices of Howard L. Hibbard
251 Park Road, Suite 800
Burlingame, CA 94010

Attorneys for Defendant

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on September 14, 2009, at South Pasadena, California.

Dated: September 14, 2009



CHRISTINA ATHERALL